| Application No. (if known): 10/511621 | Attorney Docket No.: 12810-00043-US |

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV622756946US in an envelope addressed to:

> MS PCT Legal Affairs
> Commissioner for Patents
> P.O. Box 1450
> Alexandria, VA 22313-1450

on _____ May 19, 2006 _____
        Date

_____
Signature

Tina R. Hall
Typed or printed name of person signing Certificate

_____   _____
Registration Number, if applicable   Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Request for Withdrawal of Holding of Abandonment or in the Alternative, Petition to Revive (3 pages)
Exhibit A – Copy of Notice of Abandonment Under 37 CFR 1.53 (f) or (g) (9 pages)
Exhibit B – Copy of Request for Withdrawal as Attorney or Agent w/copy of Return Postcard (2 pages)
Exhibit C – Copy of Transmittal of Power of Attorney (7 pages)
Exhibit D – Copy of Return Postcard of Transmittal of Power of Attorney (1 page)
Exhibit E – Copy of Status Inquiry (5 pages)
Amendment and Reply to Notice to File Missing Parts (4 pages)
Statement to Support Filing and Submission in Accordance with 37 CFR §§1.821 through 1.825 (2 pages)
Computer Readable Sequence Listing – 3 CD-ROMs (CRF COPY, COPY 1 and COPY 2)
Copy of Notice of Abandonment Under 37 CFR 1.53 (f) or (g) (9 pages)
Postcard

465798

UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/511,621		Petra Cirpus	53262-20092.00

CONFIRMATION NO. 6556

ABANDONMENT/TERMINATION LETTER

25227
MORRISON & FOERSTER LLP
1650 TYSONS BOULEVARD
SUITE 300
MCLEAN, VA 22102

Date Mailed: 05/08/2006

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/31/2005.

- No reply was received.

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item (s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);

2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP §§ 512); or

3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be directed to OIPE.

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-

identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d). See MPEP § 711.03(c) and Form PTO/SB/64.
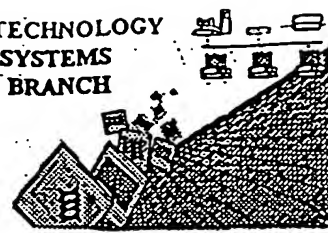
Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (571) 272-3282.

A copy of this notice __MUST__ be returned with the reply.

Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382
PART 2 - COPY TO BE RETURNED WITH RESPONSE

RAW SEQUENCE LISTING
ERROR REPORT

The Biotechnology Systems Branch of the Scientific and Technical Information Center (STIC) detected errors when processing the following computer readable form:

Application Serial Number: *10/511,621*
Source: *PCT*
Date Processed by STIC: *10-26-04*

THE ATTACHED PRINTOUT EXPLAINS DETECTED ERRORS.
PLEASE FORWARD THIS INFORMATION TO THE APPLICANT BY EITHER:
1) INCLUDING A COPY OF THIS PRINTOUT IN YOUR NEXT COMMUNICATION TO THE APPLICANT, WITH A NOTICE TO COMPLY or,
2) TELEPHONING APPLICANT AND FAXING A COPY OF THIS PRINTOUT, WITH A NOTICE TO COMPLY
FOR CRF SUBMISSION AND PATENTIN SOFTWARE QUESTIONS, PLEASE CONTACT MARK SPENCER, TELEPHONE: 571-272-2510; FAX: 571-273-0221

TO REDUCE ERRORED SEQUENCE LISTINGS, PLEASE USE THE CHECKER VERSION 4.2 PROGRAM, ACCESSIBLE THROUGH THE U.S. PATENT AND TRADEMARK OFFICE WEBSITE. SEE BELOW FOR ADDRESS:
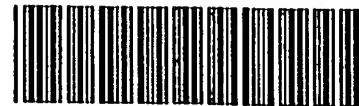http://www.uspto.gov/web/offices/pac/checker/chkrnote.htm

Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.
Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.
Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be sent via the following to the indicated addresses:

1. EFS-Bio (<http://www.uspto.gov/ebc/efs/downloads/documents.htm> , EFS Submission User Manual - ePAVE)
2. U.S. Postal Service: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
3. Hand Carry, Federal Express, United Parcel Service, or other delivery service (EFFECTIVE 06/05/04):
   U.S. Patent and Trademark Office, 220 20th Street S., Customer Window, Mail Stop Sequence, Crystal Plaza Two, Lobby, Room 1B03, Arlington, VA 22202

Revised 05/17/04

PCT

RAW SEQUENCE LISTING   DATE: 10/26/2004
PATENT APPLICATION: US/10/511,621   TIME: 17:46:22

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       Output Set: N:\CRF4\10262004\J511621.raw

   3 <110> APPLICANT: BASF Plant Science GmbH
   5 <120> TITLE OF INVENTION: Method for Producing Multiple Unsaturated
   6   Fatty Acids in Plants
   8 <130> FILE REFERENCE: 2002/271
C--> 10 <140> CURRENT APPLICATION NUMBER: US/10/511,621
C--> 11 <141> CURRENT FILING DATE: 2004-10-19
E--> 13 <160> NUMBER OF SEQ ID NOS: 64   found 53
   15 <170> SOFTWARE: PatentIn Vers. 2.0

ERRORED SEQUENCES

Does Not Comply
Corrected Diskette Needed
(pg. 1-7)

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<212> DNA
<213> Artificial sequence

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<223> Polylinker-terminator-polylinker

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tagctcagat ccttaccgcc ggtttcggtt cattctaatg aatatatcac ccgttactat 180

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<211> 290
<212> PRT
<213> Unknown
<220>
<223>
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← pls insert

↑ Mandatory, if <213> response

is artificial / Unknown

please explain source of

genetic material in section

<220> – <223>. Pls see

↑ error explanation on page 4

The type of errors shown exist throughout
the Sequence Listing. Please check subsequent
sequences for similar errors.

RAW SEQUENCE LISTING ERROR SUMMARY   DATE: 10/26/2004
PATENT APPLICATION: US/10/511,621   TIME: 17:46:24

Input Set : A:\PTO.FG.txt
Output Set: N:\CRF4\10262004\J511621.raw

Invalid Line Length:
The rules require that a line not exceed 72 characters in length. This includes spaces.

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RAW SEQUENCE LISTING ERROR SUMMARY   DATE: 10/26/2004
PATENT APPLICATION: US/10/511,621   TIME: 17:46:24

Input Set : A:\PTO.FG.txt
Output Set: N:\CRF4\10262004\J511621.raw

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Error Explanation &

Use of <220> Feature(NEW RULES):
Sequence(s) are missing the <220> Feature and associated headings.
Use of <220> to <223> is MANDATORY if <213> ORGANISM is "Artificial Sequence"
or"Unknown". Please explain source of genetic material in <220> to <223>
section (See "Federal Register," 6/01/98, Vol. 63, No. 104,pp.29631-32)
(Sec.1.823 of new Rules)

Seq#:44,45,47,48,49

VERIFICATION SUMMARY   DATE: 10/26/2004
PATENT APPLICATION: US/10/511,621   TIME: 17:46:24

Input Set : **A:\PTO.FG.txt**
Output Set: **N:\CRF4\10262004\J511621.raw**

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L:7683 M:336 W: Invalid Amino Acid Number in Coding Region, SEQ ID:46
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L:7707 M:336 W: Invalid Amino Acid Number in Coding Region, SEQ ID:46
L:7711 M:336 W: Invalid Amino Acid Number in Coding Region, SEQ ID:46
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L:13 M:203 E: No. of Seq. differs, <160> Number Of Sequences:Input (64) Counted (53)
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